

JOURNAL OF THE HOUSE.

Monday, January 13, 2014.

Met at eight minutes after eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag. Pledge of allegiance.

Silent Prayer.

At the request of the Chair (Mr. Donato of Medford), the members, guests and employees stood in a moment of silent prayer in respect to the memory of former Speaker Robert H. Quinn, a member of the House from Boston from 1957 to 1969, Speaker of the House from 1967 to 1969; and Attorney General of the Commonwealth from 1969 to 1975, inclusive. Speaker
Robert H.
Quinn.

Message from the Governor.

A message from His Excellency the Governor (under Section 8 of Article LXXXIX of the Amendments to the Constitution) recommending legislation relative to the special city election in the city of Beverly (House, No. 3850), was filed in the office of the Clerk on Thursday, January 9. Beverly,—
elections.

The message was read; and it was referred, on motion of Mr. Parisella of Beverly, with the accompanying draft of bill, to the committee on Rules.

Mr. Binienda of Worcester, for said committee, on the foregoing message, reported a Bill relative to the special city election in the city of Beverly (printed in House, No. 3850). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, reported recommending that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of the same member, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of the same member, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Initiative Petitions.

Initiative petition of Mark A. Gottlieb and others for the passage of an Act relative to illegal gaming (House, No. 3842) (received on January 9, 2014, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Economic Development and Emerging Technologies. Sent to the Senate for concurrence. Illegal
gaming.

Patient
safety
act.

Initiative petition of Karen A. Coughlin and others for the passage of An Act [sic] patient safety act (House, No. 3843) (received on January 9, 2014, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Health Care Financing. Sent to the Senate for concurrence.

Hospitals
and
executives,—
transparency.

Initiative petition of Mary Havlicek Cornacchia and others for the passage of An Act to limit excessive hospital operating margins and CEO compensation through greater financial transparency (House, No. 3844) (received on January 9, 2014, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on the Health Care Financing. Sent to the Senate for concurrence.

Sick
time.

Initiative petition of Edward J. Markey and others for the passage of An Act relative to earned sick time (House, No. 3845) (received on January 9, 2014, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Labor and Workforce Development. Sent to the Senate for concurrence.

Minimum
wage,—
increase.

Initiative petition of Elizabeth A. Warren and others for the passage of An Act raising the minimum wage (House, No. 3846) (received on January 9, 2014, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Labor and Workforce Development. Sent to the Senate for concurrence.

Gas tax
indexing,—
repeal.

Initiative petition of Steven W. Aylward and others for the passage of An Act [sic] repeal of 2013 gas tax indexing (House, No. 3847) (received on January 9, 2014, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Revenue. Sent to the Senate for concurrence.

Bottle
bill.

Initiative petition of Thomas M. Menino and others for the passage of An Act relative to updating the bottle bill (House, No. 3848) (received on January 9, 2014, from the Secretary of the Commonwealth, having been transmitted by him to the Clerk of the House of Representatives as required by Article XLVIII of the Amendments to the Constitution), was referred, under said Article and Rule 24, to the committee on Telecommunications, Utilities and Energy. Sent to the Senate for concurrence.

Papers from the Senate.

A Bill establishing the childhood vaccine program (Senate, No. 1971) (on Senate bill No. 1922), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Childhood
vaccines.

A petition of Harriette L. Chandler and Mary S. Keefe for legislation to establish a sick leave bank for Richard Maynard, an employee of the Trial Court, came from the Senate referred, under suspension of Joint Rule 12, to the committee on the Judiciary.

Richard
Maynard,—
sick leave.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 1974) was referred, in concurrence, to the committee on the Judiciary.

Reports of Committees.

By Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Denise C. Garlick and Michael F. Rush for legislation to authorize the Massachusetts Department of Transportation to acquire certain parcels of land in the town of Needham. Under suspension of the rules, on motion of Mr. Smizik of Brookline, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

Needham,—
land.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the following bills ought to pass:

Ensuring the safety of people with pets in disasters (Senate, No. 1172, amended);

Disasters,—
pet safety.

Establishing the Scusset Beach State Reservation Trust Fund and imposing a surcharge on certain fees charged for the use of Scusset Beach (Senate, No. 1395); and

Sandwich,—
Scusset
Beach.

Relative to newborn pulse oximetry screenings for congenital heart defects (Senate, No. 1919, amended);

Newborns,—
heart
defects.

Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Mr. Kafka of Stoughton, for said committee, then reported that the matters be scheduled for consideration by the House.

Severally placed in the Orders of the Day for the next sitting for a second reading.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill relative to the list of legal investments prepared by the Commissioner of Banks (House, No. 891), ought to pass with an amendment by striking out section 1 and inserting in place thereof the following section:

Banking
Commissioner,—
investments.

“SECTION 1. Section 54 of chapter 44 of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence:— Trust funds, including cemetery perpetual care funds, unless

Banking
Commissioner,—
investments.

otherwise provided or directed by the donor thereof, shall be deposited in a trust company, cooperative bank or savings bank, if such bank or trust company is organized or exists under the laws of the commonwealth or any other state of the United States or is otherwise authorized to transact business in the commonwealth and has its main office or a branch office in the commonwealth; a national bank, federal savings bank, or federal savings and loan association, if such bank or association is authorized to transact business and has its main office or a branch office in the commonwealth; provided that any such state-chartered or federally chartered bank shall be insured by the Federal Deposit Insurance Corporation or its successor; or invested by cities and towns in participation units in a combined investment fund under section 38A of chapter 29, or in bonds or notes which are legal investments for savings banks.”.

Real estate
appraisal
management.

By the same member, for the same committee, that the Bill to regulate real estate appraisal management companies (House, No. 992), ought to pass with an amendment by substitution of a bill with the same title (House, No. 3849).

Boston
Strong,—
registration
plate.

By the same member, for the same committee, that the Bill relative to a Massachusetts Boston Strong license plate (House, No. 3664), ought to pass with an amendment in section 1, in line 1, by inserting before the word “Official”, the year “2012”.

Severally referred, under Rule 7A, to the committee on Steering, Policy and Scheduling. Mr. Kafka of Stoughton, for said committee, then reported that the matters be scheduled for consideration by the House.

Severally placed in the Orders of the Day for the next sitting for a second reading, with the amendments pending.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the following House bills be scheduled for consideration by the House:

Boston,—
ballots.

Amending the preparation of certain ballots in the city of Boston (House, No. 616) [Local Approval Received];

Dogs.

Relative to the tethering of dogs outside (House, No. 1826);

Disabled park-
ing.

To ensure adequate handicapped parking (House, No. 1843); and

Healthy youth.

Relative to healthy youth (House, No. 3793);

Severally placed in the Orders of the Day for the next sitting for a second reading.

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the town of Lincoln to grant a license for the sale of wines and malt beverages to be drunk on the premises (see House, No. 3531) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

House bills

Third
reading
bills.

Relative to licenses issued by the Division of Marine Fisheries (House, No. 3821); Establishing a sick leave bank for James Cooney, an employee of the Department of Correction (House, No. 3826); and

Establishing a sick leave bank for Carol L. Clark, an employee of the Department of Developmental Services (House, No. 3830);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at one o'clock P.M.

Next
sitting.

Representatives Balser of Newton, Khan of Newton and Lawn of Watertown moved that when the House adjourns today, it do so in respect to the memory of Irving Fishman, a member of the House from Newton from 1963 to 1970, inclusive; and the motion prevailed.

Accordingly at twelve minutes before twelve o'clock noon, on motion of Mr. Peterson of Grafton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on the following Wednesday at one o'clock P.M.